

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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DAVID MICHAEL PELLEGRINI,  
Petitioner,  
v.  
TIM GARRETT, *et al.*,  
Respondents.

Case No. 2:01-cv-01382-HDM-BNW

## ORDER

TIM GARRETT, *et al.*,  
Respondents.

## Respondents

In this habeas corpus action, on April 7, 2021, the Court ordered the petitioner, David Michael Pellegrini, represented by appointed counsel, to show cause why this action should not be dismissed for failure to prosecute and/or for failure to comply with the Court's orders. See Order entered April 7, 2021 (ECF No. 132). Pellegrini filed his response to the order to show cause on May 8, 2021 (ECF No. 133). Respondents filed their reply on June 14, 2021 (ECF No. 138). Pellegrini's surreply was then due on June 29, 2021. See Order entered April 7, 2021 (ECF No. 132) (15 days for surreply).

On June 29, 2021, Pellegrini filed a motion for extension of time (ECF No. 140), requesting an extension of time to July 7, 2021 (an eight-day extension) for his surreply. Pellegrini's counsel states that the extension of time is necessary because of her obligations in another case. The Court determines that the motion for extension of time is made in good faith and not solely for the purpose of delay, and that there is good cause for the extension of time.

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1           **IT IS THEREFORE ORDERED** that Petitioner's Motion to Extend Time (ECF No.  
2 140) is **GRANTED**. Petitioner's surreply regarding the order to show cause will be due  
3 on July 7, 2021.

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5           DATED THIS 1st day of July, 2021.

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8           HOWARD D. MCKIBBEN,  
9           UNITED STATES DISTRICT JUDGE

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